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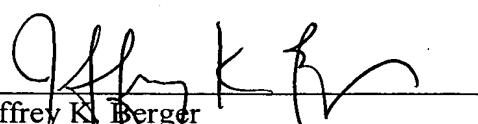
PATENT

Technology Center 2600
IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

Applicant: M. Kinnavy)
Serial No.: 10/024,890)
Filed: December 18, 2001)
For: Method and Mobile Station for
Enabling a Preferred Slot Cycle)
Group Art Unit: 2681)
Examiner: Sheila Smith)
)

I hereby certify that this paper is being
deposited with the United States Postal
Service, first class postage prepaid, addressed
to: Mail Stop Non-Fee Amendment,
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Nov. 5, 2004


Jeffrey K. Berger
Reg. No. 51,460

DECLARATION OF MICHAEL J. KINNAVY
PURSUANT TO 37 C.F.R §1.131

I, Michael J. Kinnavy do hereby declare as follows:

1. I am the inventor of the subject matter disclosed and claimed in the
above-captioned application.

2. I have been informed that the above-captioned application, US

Application Serial No. 10/024,890 was filed December 18, 2001 ("the Application").

3. I submit this Declaration for the purpose of providing evidence that the
subject matter claimed in the Application was conceived in the United States of America as
of a date prior in time to Feb. 9, 2000.

4. I have also been informed that Henry, et al. US Patent No. 6,560,453
B1 (hereinafter, "Henry"; a copy of which is attached hereto as Exhibit "A"), was cited
against the claims pending in the Application.

5. We have been informed that the effective date of Henry as an alleged
prior art reference is Feb. 9, 2000.

6. I have read and understood Henry, attached as Exhibit A.

7. To establish the date of conception of my invention prior to Feb. 9, 2000, I provide evidence in the form of a Motorola Disclosure for Patent Committee attached hereto as Exhibit "B" (dates and some personal and business information have been redacted from Exhibit "B"). The invention disclosure was prepared in the United States of America, where our invention was also conceived, prior to Feb. 9, 2000. The Disclosure for Patent Committee describes the invention of the above-noted patent application, and specifically includes a description of various embodiments of a allowing a mobile station or a user to determine what the slot cycle should be and notifying the infrastructure that it will use a greater slot cycle.

8. All statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and such willful false statements may jeopardize the validity of the application or patent issued thereon.

10/11/04
Date

Michael J. Kinnavy
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